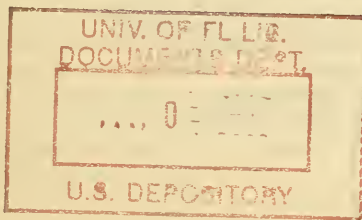


NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION
FOR THE
MANGANESE INDUSTRY

AS APPROVED ON FEBRUARY 14, 1935



UNITED STATES
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Approved Code No. 425—Amendment No. 1

AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

MANGANESE INDUSTRY

As Approved on February 14, 1935

ORDER

APPROVING AMENDMENT OF CODE OF FAIR COMPETITION FOR THE MANGANESE INDUSTRY

An application having been duly made pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, for the approval of an amendment to a Code of Fair Competition for the Manganese Industry, and NOTICE OF OPPORTUNITY TO BE HEARD, Administrative Order No. 425-8, dated December 4, 1934, having been published and no objection having been filed as provided in said published notice, and the annexed report on said amendment containing findings with respect thereto, having been made and directed to the President:

NOW, THEREFORE, on behalf of the President of the United States, the National Industrial Recovery Board, pursuant to authority vested in it by Executive Orders of the President, including Executive Order No. 6859, and otherwise, does hereby incorporate by reference said annexed report and does find that said amendment and the Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policy and purposes of said Title of said Act, and does hereby order that said amendment be and it is hereby approved, and that the previous approval of said Code is hereby amended to include an approval of said Code in its entirety as amended.

NATIONAL INDUSTRIAL RECOVERY BOARD.

By W. A. HARRIMAN, *Administrative Officer*.

Approval recommended:

W. P. ELLIS,

Division Administrator.

WASHINGTON, D. C.,

February 14, 1935.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: An application has been duly made pursuant to and in full compliance with the provisions of the National Industrial Recovery Act, for an amendment to the Code of Fair Competition for the Manganese Industry, submitted by the Code Authority for the said Industry.

The existing provisions of Section 3 of Article III of the Code of Fair Competition for the Manganese Industry have been found to be inadequate, in that the operations in this Industry require the employment of hoist men, powerhouse men and pump men for longer periods than ordinary workers.

FINDINGS

The Deputy Administrator in his final report to us on said amendment to said Code having found as herein set forth and on the basis of all the proceedings in this matter:

We find that:

(a) The amendment to said Code and the Code as amended are well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the general welfare by promoting the organization of industry for the purpose of cooperative action among trade groups, by including and maintaining united action of labor and management under adequate governmental sanction and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of industries, by avoiding undue restriction of production (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increasing purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating industry.

(b) The Code as amended complies in all respects with the pertinent provision of said Title of said Act, including without limitation sub-Section (a) of Section 3, sub-Section (a) of Section 7 and sub-Section (b) of Section 10 thereof.

(c) The Code empowers the Code Authority to present the aforesaid amendment on behalf of the Industry as a whole.

(d) The amendment and the Code as amended are not designed to and will not permit monopolies or monopolistic practices.

(e) The amendment and the Code as amended are not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.

(f) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to approval of said amendment.

For these reasons, therefore, we have approved this amendment.

For the National Industrial Recovery Board:

W. A. HARRIMAN,
Administrative Officer.

FEBRUARY 14, 1935..

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE MANGANESE
INDUSTRY

Add to Section 3, Article III:

(c) There shall be an exemption as to the limitations of hours of labor as it shall apply to hoist men, power house men, or pump men, provided that total working hours of such employees shall not exceed forty-eight (48) hours in any one (1) week.

Approved Code No. 425—Amendment No. 1.
Registry No. 1218-06.

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